Amendment and Response U.S. Serial No. 10/729,309

Filed: December 5, 2003

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PENDING CLAIMS

1-36. (Canceled).

- 37. (Previously Presented) An energy recovery ventilator having a separator between a first passageway and a second passageway for a first gas stream and a second gas stream to pass therethrough, respectively, said separator comprising an at least partially sulfonated random hydrocarbon copolymer ionomer membrane.
- 38. (Previously Presented) The energy recovery ventilator as recited in claim 37, wherein said at least partially sulfonated random hydrocarbon copolymer ionomer membrane is permeable to water vapor.
- 39. (Withdrawn) The energy recovery ventilator as recited in claim 37, wherein said first gas stream and said second gas stream flow in a co-flow relationship.
- 40. (Withdrawn) The energy recovery ventilator as recited in claim 37, wherein said first gas stream and said second gas stream flow in a counterflow relationship.
- 41. (Previously Presented) The energy recovery ventilator as recited in claim 37, wherein said first gas stream and said second gas stream flow in a cross flow relationship.
- 42. (Previously Presented) The energy recovery ventilator as recited in claim 37, further comprising:
 - a three-dimensional structure disposed in at least one said passageway to maintain said passageway open.
- 43. (Previously Presented) The energy recovery ventilator as recited in claim 42, wherein said three-dimensional structure comprises a plurality of uniformly stacked pyramids.

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44. (Withdrawn) The energy recovery ventilator as recited in claim 42, wherein said three-dimensional structure induces stirring in said gas stream flowing in said passageway, thereby increasing the effectiveness factor of said plate-type heat exchanger.

- 45. (Withdrawn) The energy recovery ventilator as recited in claim 42, wherein said three-dimensional structure comprises a plurality of spacer bars.
- 46. (Previously Presented) The energy recovery ventilator as recited in claim 37, further comprising:
 - a substantially two-dimensional reinforcement structure associated with said membrane to support said membrane.
- 47. (Previously Presented) The energy recovery ventilator as recited in claim 46, wherein said substantially two-dimensional reinforcement structure comprises a two dimensional trigonal structure.
- 48. (Withdrawn) The energy recovery ventilator as recited in claim 46, wherein said substantially two-dimensional reinforcement structure comprises a sheet of webbed netting.
- 49. (Withdrawn) The energy recovery ventilator as recited in claim 46, wherein said substantially two-dimensional reinforcement structure comprises a layer of plastic.
- 50. (Withdrawn) The energy recovery ventilator as recited in claim 49, wherein said layer of plastic comprises a selected one of polytetrafluroethylene, expanded polytetrafluroethylene, polypropylene, and an open cell polymer film.
- 51. (Withdrawn) The energy recovery ventilator as recited in claim 37, further comprising a single structure that combines the functions of a three-dimensional structure

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disposed in at least one said passageway to maintain said passageway open and a substantially two-dimensional reinforcement structure associated with said membrane to support said membrane.

52. (Withdrawn) The energy recovery ventilator as recited in claim 51 wherein said single structure comprises a layer of web netting including nodes having a dimension substantially equal to a dimension of said passageway.